

CLOSED,APPEAL,reassigned

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:77-cv-71100-SFC**

USA, et al v. Det City, et al

Assigned to: District Judge Sean F. Cox

Demand: \$0

Case in other court: USCA, 07-01605/1607

U.S. Court of Appeals - Sixth Circuit,
11-02517/11-02569U.S. Court of Appeals - Sixth Circuit,
12-01210U.S. Court of Appeals - Sixth Circuit,
12-01250U.S. Court of Appeals - Sixth Circuit,
13-01004U.S. Court of Appeals - Sixth Circuit,
13-01708

Date Filed: 05/06/1977

Date Terminated: 03/27/2013

Jury Demand: None

Nature of Suit: 893 Environmental
Matters

Jurisdiction: U.S. Government Plaintiff

Special Master**F. Thomas Lewand***TERMINATED: 02/07/2011*represented by **F. Thomas Lewand**

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*TERMINATED: 02/03/2011**LEAD ATTORNEY**ATTORNEY TO BE NOTICED***George G. Kemsley**

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*TERMINATED: 02/03/2011**ATTORNEY TO BE NOTICED***Special Master**

represented by

03/09/2006	<u>1897</u>	ORDER Approving Contract Extension for Infrastructure Management Group. Signed by Honorable John Feikens. (CCoh,) (Entered: 03/09/2006)
03/10/2006	<u>1898</u>	OBJECTION to <u>1890</u> Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free) <i>Report and Recommendation of Special Master Dated February 22, 2006</i> by Wayne, County of. (Attachments: # <u>1</u> Exhibit A)(McCauley, Patrick) (Entered: 03/10/2006)
03/10/2006	<u>1899</u>	[FILING ERROR - WRONG EVENT SELECTED- DOCUMENT TITLED RESPONSE] REPLY to <u>1890</u> Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free) <i>Response to Report of Special Master</i> by Macomb, County of. (Hupp, R.) Modified on 3/13/2006 (SMar,). (Entered: 03/10/2006)
03/10/2006	<u>1900</u>	[FILING ERROR - R18 EXHIBITS-LABELING] PETITION <i>Challenging DWSD Sewer Rates re Garfield Extension and 15 Mile Repair Interest Rates</i> by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits# <u>2</u> Exhibit Exhibit 1# <u>3</u> Exhibit Exhibit 2# <u>4</u> Exhibit Exhibit 3# <u>5</u> Exhibit Exhibit 4# <u>6</u> Exhibit Exhibit 5# <u>7</u> Exhibit Exhibit 6# <u>8</u> Exhibit Exhibit 7# <u>9</u> Exhibit Exhibit 8# <u>10</u> Exhibit Exhibit 9)(Hupp, R.) Modified on 3/13/2006 (SMar,). (Entered: 03/10/2006)
03/10/2006	<u>1901</u>	[FILING ERROR - R18 EXHIBITS; LABELING] PETITION <i>Challenging DWSD Sewer Rates re Emergency Radio System</i> by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1# <u>3</u> Exhibit 2# <u>4</u> Exhibit 3# <u>5</u> Exhibit 4# <u>6</u> Exhibit 5# <u>7</u> Exhibit 6)(Hupp, R.) Modified on 3/13/2006 (SMar,). (Entered: 03/10/2006)
03/13/2006	<u>1902</u>	OBJECTION to <u>1895</u> <i>Request for Order Approving Contracts</i> by Oakland Cnty. (Miller, Donald) (Entered: 03/13/2006)
03/13/2006	<u>1903</u>	OBJECTION to <u>1890</u> Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free) <i>The February 22, 2006 Report and Recommendations Of Special Master</i> by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Exhibit A 800 MHz Redio System Questions From Suburban Wholesale Customer Meeting Of September 28, 2005)(Peters, Marilyn) (Entered: 03/13/2006)
03/13/2006	<u>1904</u>	OBJECTION to <u>1890</u> Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free) by Oakland Cnty. (Attachments: # <u>1</u> Index of Exhibits Exhibit Index# <u>2</u> Exhibit A - Cost Allocation Based on Projected Airtime# <u>3</u> Exhibit B - Oakland County's March 13, 2006 Evaluation of Special Master Report)(Miller, Donald) (Entered: 03/13/2006)
03/13/2006	<u>1905</u>	RESPONSE to <u>1890</u> Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free), Report (Free) <i>February 22, 2006 Report and Recommendations of Special Master</i> by Western Township Utilities Authority. (Barbieri, Charles) (Entered: 03/13/2006)
03/14/2006	<u>1906</u>	

		OBJECTION to <u>1895</u> Request <i>For Order Approving Contracts</i> by Wayne, County of. (McCauley, Patrick) (Entered: 03/14/2006)
03/20/2006	<u>1907</u>	OPINION and ORDER Regarding Macomb County's Petition Challenging DWSD Sewer Rates Re Emergency Radio System. Signed by Honorable John Feikens. (CCoh,) (Entered: 03/20/2006)
03/20/2006	<u>1908</u>	ORDER Formalizing Screening of Special Master as to Interceptor Interest Rates Dispute. Signed by Honorable John Feikens. (CCoh,) (Entered: 03/20/2006)
03/20/2006	<u>1909</u>	RESPONSE to <u>1903</u> Objection, by Wayne, County of. (McCauley, Patrick) (Entered: 03/20/2006)
03/20/2006	<u>1910</u>	REQUEST for Further Briefing from DWSD on Contracts WS-650, WS-657, WS-651, WS-623 and DWS-812C by April 21, 2006. (CCoh,) (Entered: 03/20/2006)
03/21/2006	<u>1911</u>	NOTICE of Joinder/Concurrence in <u>1909</u> Response (Free) filed by Wayne, County of, by Oakland Cnty (Miller, Donald) (Entered: 03/21/2006)
03/22/2006	<u>1912</u>	OPINION AND ORDER denying in part the portion of <u>1876</u> Oakland County's Motion for Reconsideration seeking a status conference to discuss the work of the regional committee, and the other portions of the motion remain outstanding. - Signed by Honorable John Feikens. (CCoh,) (Entered: 03/22/2006)
03/27/2006	<u>1913</u>	MEMORANDUM OPINION Regarding Mercado Contract Request. Signed by Honorable John Feikens. (CCoh,) (Entered: 03/27/2006)
03/27/2006	<u>1914</u>	SCHEDULING ORDER for Macomb County's Petition Regarding Interceptor Interest Rate Dispute: Responses: 4/7/2006; Replies: 4/28/2006. Signed by Honorable John Feikens. (CCoh,) (Entered: 03/27/2006)
03/27/2006	<u>1915</u>	OPINION and ORDER Deciding <u>1902</u> Objection to Extension of Infrastructure Management Group Contract through Dec. 31, 2006. The Oakland County Objections to the IMG Contract extension are DENIED. Signed by Honorable John Feikens. (CCoh,) (Entered: 03/27/2006)
03/27/2006	<u>1916</u>	NOTICE TO APPEAR: ATTORNEY-ONLY Scheduling Conference Re:the remaining issue in Oakland County's Motion for Reconsideration (the Raftelis Report) set for 4/25/2006 10:00 AM before Honorable John Feikens. (CCoh,) (Entered: 03/27/2006)
03/30/2006	<u>1917</u>	NOTICE of Filing Reports by the Infrastructure Management Group Relating to Contracts WS-623 and DWS-812 signed by Honorable John Feikens (LHack,) (Entered: 03/31/2006)
03/31/2006		Minute Entry -Settlement Conference Re: Interceptor Dispute held on 3/31/2006 before Honorable John Feikens. Detroit and Macomb County to return for a Status Conference set for 6/27/2006 10:00 AM. (CCoh,) (Entered: 04/03/2006)
03/31/2006	<u>1918</u>	Letter from Detroit City Council re: Opposition to an Increase in Salary. (CGre,) (Entered: 04/03/2006)

04/06/2006	<u>1919</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (CGre,) (Entered: 04/07/2006)
04/06/2006		Minute Entry -Status Conference held on 4/6/2006 before Honorable John Feikens. The parties will report back to the court on 4/25/2006 after 10:00 a.m.. Detroit/DWSD will supply their rationale to the suburbs no later than 4/13/2006. (CCoh,) (Entered: 04/10/2006)
04/07/2006	<u>1920</u>	RESPONSE to re <u>1900</u> Petition, <i>by Macomb County Re Interest Rates</i> filed by Oakland Cnty. (Miller, Donald) (Entered: 04/07/2006)
04/07/2006	<u>1921</u>	[Filing Error - R18 Exhibits; Labeling] RESPONSE to re <u>1900</u> Petition, <i>Challenging DWSD Sewer Rates Re Garfield Extension and 15 Mile Repair Interest Rates</i> filed by Detroit, City of. (Attachments: # <u>1</u> Index of Exhibits List of Exhibits# <u>2</u> Exhibit A# <u>3</u> Exhibit B# <u>4</u> Exhibit C# <u>5</u> Exhibit D) (Franzinger, Robert) Modified on 4/10/2006 (SMar,). (Entered: 04/07/2006)
04/20/2006	<u>1922</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (NHoll,) (Entered: 04/20/2006)
04/20/2006	<u>1923</u>	SUPPLEMENTAL BRIEF re <u>1895</u> Request <i>For Order On Contracts WS-650, WS-657 WS-651 WS-623 and DWS-812C</i> filed by Detroit, City of, Detroit Water and Sewerage Department. (Franzinger, Robert) (Entered: 04/20/2006)
04/25/2006		Minute Entry -Status Conference held on 4/25/2006,Re: Raftelis Report and Radio Contract before Honorable John Feikens. Status Conference Re: Radio Contract set for 6/19/2006 10:00 AM before Honorable John Feikens. Re: Raftelis Report: Expert Witness Depositions will be taken on June 7 & 8, 2006 at 10:00 a.m. continuing to 3:00 p.m. in Judge Feikens Courtroom. (Court Reporter Marie Metcalf) (CCoh,) (Entered: 04/26/2006)
04/28/2006	<u>1924</u>	REQUEST for Further Briefing Regarding Contract Approvals. Oakland Cnty and Detroit Water and Sewerage Department to indicate any opposition to a look-back as to the 2006-2007 allocation of WS-623; and that DWSD brief as to any key dates by which MDOT is scheduled to resurface streets related to the work in WS-623. Briefing shall be due by 5/10/2006. (CCoh,) (Entered: 04/28/2006)
04/28/2006	<u>1925</u>	OPINION and ORDER Regarding Standing. Signed by Honorable John Feikens. (CCoh,) (Entered: 04/28/2006)
05/01/2006	<u>1926</u>	AMENDED <u>1815</u> Notice of Appearance by Wayne, County of.(McCauley, Patrick) (Entered: 05/01/2006)
05/02/2006	<u>1927</u>	NOTICE of Change of Attorney Information by R. Craig Hupp on behalf of Macomb, County of. (Hupp, R.) (Entered: 05/02/2006)
05/03/2006	<u>1928</u>	NOTICE by Wayne, County of <i>Letter Directed to Judge Feikens</i> (McCauley, Patrick) (Entered: 05/03/2006)
05/04/2006	<u>1929</u>	OBJECTION to <u>1928</u> Notice (Other) <i>To Wayne County's Request To Participate In Discovery And Other Issues Re: Raftelis Report</i> by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Peters, Marilyn) (Entered: 05/04/2006)

05/05/2006	<u>1930</u>	RESPONSE to <u>1929</u> Objection, by Wayne, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1)(McCauley, Patrick) (Entered: 05/05/2006)
05/05/2006	<u>1931</u>	REPLY to Response re <u>1900</u> Petition, <i>Reply Brief re The Interest Rate Issue</i> filed by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1, Diagram of Oakland Macomb Interceptor# <u>3</u> Exhibit 2, Memorandum of Understanding dated August 1999 (the "MOU")# <u>4</u> Exhibit 3, DWSD Change Authorizations and Change Orders# <u>5</u> Exhibit 4, Letter from Marrocco to DeRiemaker (10/30/01)# <u>6</u> Exhibit 5, Letter, Bonin to DeRiemaker (8/27/2002)# <u>7</u> Exhibit 6, Memo, Wiggins to Gorden (4/23/98)# <u>8</u> Exhibit 7, DWSD Rate Spreadsheet (3/31/99)# <u>9</u> Exhibit 8, Memo, foster to Wiggins (1/17/01)# <u>10</u> Exhibit 9, Letter, Bonin to Wiggins (2/12/01)# <u>11</u> Exhibit 10, Letter, Chirolla to Bonin (3/20/01)# <u>12</u> Exhibit 11, 2003 Official Statement, 2nd page# <u>13</u> Exhibit 12, 2005 Official Statement, 2nd page# <u>14</u> Exhibit 13, Stannard Declaration# <u>15</u> Exhibit 14, The Foster Group's Report for FY2006/07 rates)(Hupp, R.) (Entered: 05/05/2006)
05/09/2006	<u>1932</u>	DECLARATION by John Joyner filed by Detroit, City of, Detroit Water and Sewerage Department.(Franzinger, Robert) (Entered: 05/09/2006)
05/09/2006	<u>1933</u>	DECLARATION by Bart Foster filed by Detroit, City of, Detroit Water and Sewerage Department.(Franzinger, Robert) (Entered: 05/09/2006)
05/10/2006	<u>1934</u>	RESPONSE to <u>1924</u> Request, <i>from Court for Further Briefing Regarding Contract Approvals</i> by Oakland Cnty. (Miller, Donald) (Entered: 05/10/2006)
05/10/2006	<u>1935</u>	NOTICE of Withdrawal of Attorney James A. Smith; G. Christopher Bernard and Kurt M. Brauer by Macomb, County of. (Hupp, R.) (Entered: 05/10/2006)
05/10/2006	<u>1936</u>	RESPONSE to <i>WAYNE AND OAKLAND COUNTIES' OBJECTIONS TO MAYOR KILPATRICK'S REQUEST FOR ORDER APPROVING CONTRACTS</i> filed by Detroit, City of. (Franzinger, Robert) (Entered: 05/10/2006)
05/10/2006	<u>1937</u>	SUPPLEMENTAL BRIEF re <u>1924</u> Request, <i>FOR FURTHER BRIEFING REGARDING CONTRACT APPROVALS</i> filed by Detroit, City of. (Franzinger, Robert) (Entered: 05/10/2006)
05/18/2006	<u>1938</u>	OPINION and ORDER Allowing Wayne County to Participate in Proceedings Regarding Raffelis Report. Signed by Honorable John Feikens. (CCoh,) (Entered: 05/18/2006)
05/18/2006		Minute Entry - Hearing held on 5/18/2006 Re: <u>1895</u> Request filed by the City of Detroit for order approving contracts subsequent to termination of special administratorship of DWSD before Honorable John Feikens. DISPOSITION: A written opinion will issue. Judge Feikens approved 5 contracts and asked for proposals for remedy of overcharge to suburbs. (Court Reporter Joan Morgan) (CCoh,) (Entered: 05/18/2006)
05/18/2006	<u>1939</u>	OPINION and ORDER re <u>1895</u> Request by the City of Detroit to approve 5 contracts with the DWSD. The 5 contracts are approved: WS-650; WS-657; WS-651; WS-623; and DWS-812C. DWSD is to report by 6/19/2006 on its proposed method of remedying the approximately \$500,000.00 overcharge to

		wholesale customers for contract WS-623. Signed by Honorable John Feikens. (CCoh,) (Entered: 05/18/2006)
05/22/2006	<u>1940</u>	SUPPLEMENTAL BRIEF re <u>1931</u> Reply to Response to Petition/Request/Application,,, <i>Re the Interest Rate Issue</i> filed by Detroit, City of. (Attachments: # <u>1</u> Index of Exhibits Index to City of Detroit's Objection# <u>2</u> Exhibit A: May 2, 2006 e-mail from Mr. Hupp to Mr. Jacobs# <u>3</u> Exhibit B: May 2, 2006 e-mail from Mr. Jacobs to Mr. Hupp)(Franzinger, Robert) (Entered: 05/22/2006)
05/22/2006	<u>1941</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (SMar,) (Entered: 05/24/2006)
05/24/2006	<u>1942</u>	MOTION To require the City of Detroit to file an answer to Macomb County's Rate Petition by Macomb, County of. (Hupp, R.) (Entered: 05/24/2006)
05/24/2006	<u>1943</u>	RESPONSE to <u>1940</u> Supplemental Brief, <i>Detroit's Objection to Macomb County's Brief</i> by Macomb, County of. (Hupp, R.) (Entered: 05/24/2006)
05/25/2006	<u>1944</u>	MOTION for Leave to File <i>Discovery Re 15 Mile Sewer Collapse</i> by Macomb, County of. (Attachments: # <u>1</u> Exhibit 1-DWSD Memo to Water Board)(Hupp, R.) (Entered: 05/25/2006)
05/30/2006	<u>1945</u>	TRANSCRIPT of Proceedings held on April 25, 2006 of Settlement Conference (SMar,) (Entered: 05/31/2006)
06/05/2006	<u>1946</u>	NOTICE by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department <i>Notice of Submission of Discovery Responses</i> (Peters, Marilyn) (Entered: 06/05/2006)
06/05/2006	<u>1947</u>	NOTICE by Oakland Cnty <i>of Submission of Discovery Response</i> (Miller, Donald) (Entered: 06/05/2006)
06/06/2006	<u>1948</u>	NOTICE by Macomb, County of <i>of filing</i> (Hupp, R.) (Entered: 06/06/2006)
06/06/2006	<u>1949</u>	ORDER Approving Business Leadership Group's Request for Public Sector Consultant's Assistance. Signed by Honorable John Feikens. (SMar,) (Entered: 06/07/2006)
06/06/2006	<u>1950</u>	ORDER Approving Business Leadship Group's Request for IMG Assistance under Current Contract. Signed by Honorable John Feikens. (SMar,) (Entered: 06/07/2006)
06/07/2006	<u>1951</u>	OBJECTION to <u>1944</u> MOTION for Leave to File <i>Discovery Re 15 Mile Sewer Collapse City of Detroit's Objection To Macomb County's Request For Discovery In Connetion With Planned Repairs Of The Interceptor</i> by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Peters, Marilyn) (Entered: 06/07/2006)
06/16/2006		Minute Entry -Settlement Conference - Re: Radio Contract (6/19,10:00) before Honorable John Feikens. Disposition: CANCELLED (CCoh,) (Entered: 06/16/2006)
06/16/2006	<u>1952</u>	

		TRANSCRIPT of Proceedings held on 6/7/2006 (BSoc,) (Additional attachment(s) added on 6/2/2009: # <u>1</u> Document Continuation) (SSro). (Entered: 06/16/2006)
06/16/2006	<u>1953</u>	TRANSCRIPT of Proceedings held on 6/8/2006 (BSoc,) (SSro). (Entered: 06/16/2006)
06/20/2006	<u>1954</u>	SCHEDULING ORDER Regarding all Disputes Currently in Litigation. Signed by Honorable John Feikens. (CCoh,) (Entered: 06/20/2006)
06/20/2006	<u>1955</u>	NOTICE of Change of Attorney Information by R. Craig Hupp on behalf of Macomb, County of. (Hupp, R.) (Entered: 06/20/2006)
06/20/2006	<u>1956</u>	SCHEDULING ORDER Regarding All Disputes Currently in Litigation. Signed by Honorable John Feikens. (CCoh,) (Entered: 06/21/2006)
06/27/2006	<u>1957</u>	STATEMENT of Oakland County's Position Regarding Remedy as to Contract WS-623 by Oakland Cnty. (Attachments: # <u>1</u> Exhibit A)(Miller, Donald) (Entered: 06/27/2006)
06/28/2006	<u>1958</u>	NOTICE by Wayne, County of re <u>1957</u> Statement <i>re Joinder in Oakland County's Position Regarding Remedy As To Contract WS-623</i> (McCauley, Patrick) (Entered: 06/28/2006)
07/31/2006	<u>1959</u>	ORDER denying <u>1944</u> Motion for Leave to File to File Discovery.- Signed by Honorable John Feikens. (CCoh,) (Entered: 08/01/2006)
07/31/2006		Minute Entry -Settlement Conference Re: Interceptor Dispute held on 7/31/2006 before Honorable John Feikens. Disposition: PROPOSAL MADE AND COUNSEL WILL BE CONTACTED IF ACCEPTED. (CCoh,) (Entered: 08/02/2006)
08/29/2006	<u>1960</u>	STIPULATION AND ORDER Rdemedying Charges to Wholesale Water Customers Associated with Contract WS-623 Signed by Honorable John Feikens. (BSoc,) (Entered: 08/29/2006)
09/01/2006	<u>1965</u>	ORDER Approving Payment for Services of PSC. Signed by Honorable John Feikens. (CGre,) (Entered: 10/18/2006)
09/07/2006	<u>1961</u>	ORDER for Payment of Special Master Fees and Expenses. Signed by Honorable John Feikens. (SMar,) (Entered: 09/07/2006)
09/22/2006	<u>1962</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (SMar,) (Entered: 09/22/2006)
10/02/2006	<u>1963</u>	LETTER from Timothy O'Brien Regarding Work of Business Leadership Group.(CCoh,) (Entered: 10/02/2006)
10/17/2006	<u>1964</u>	ORDER REGARDING DEBT RESTRUCTURING, entered. Signed by Honorable John Feikens. (CCoh,) (Entered: 10/18/2006)
11/01/2006	<u>1966</u>	MOTION for Order <i>Clarifying Order Regarding Debt Restructuring</i> by Oakland Cnty. (Miller, Donald) (Entered: 11/01/2006)
11/06/2006	<u>1967</u>	

		RESPONSE to <u>1966</u> MOTION for Order <i>Clarifying Order Regarding Debt Restructuring Joinder in Oakland County's Motion</i> filed by Macomb, County of. (Hupp, R.) (Entered: 11/06/2006)
11/13/2006	<u>1968</u>	RESPONSE to <u>1966</u> MOTION for Order <i>Clarifying Order Regarding Debt Restructuring</i> filed by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Peters, Marilyn) (Entered: 11/13/2006)
11/20/2006	<u>1969</u>	REPLY to Response re <u>1966</u> MOTION for Order <i>Clarifying Order Regarding Debt Restructuring</i> filed by Oakland Cnty. (Miller, Donald) (Entered: 11/20/2006)
11/28/2006	<u>1970</u>	[FILING ERROR - RULE 18 - EXHIBITS MISSING NARRATIVE DESCRIPTION] MOTION to Compel <i>Discovery</i> by Oakland Cnty. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit) (Miller, Donald) Modified on 11/28/2006 (CGre,). (Entered: 11/28/2006)
11/30/2006	<u>1971</u>	ORDER Regarding Interceptor Repair Settlement Conference set for 12/14/2006 02:00 PM before Honorable John Feikens . Signed by Honorable John Feikens. (CCoh,) (Entered: 11/30/2006)
11/30/2006	<u>1972</u>	ORDER for Settlement Conference Regarding the Cost Allocation of the 800mhz radio contract set for 12/18/2006 10:00 AM before Honorable John Feikens . Signed by Honorable John Feikens. (CCoh,) (Entered: 11/30/2006)
11/30/2006	<u>1973</u>	ORDER Approving Payment for Services of PSC. Signed by Honorable John Feikens. (SMar,) (Entered: 12/04/2006)
12/01/2006	<u>1974</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (SMar,) (Entered: 12/04/2006)
12/01/2006	<u>1975</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (SMar,) (Entered: 12/04/2006)
12/07/2006	<u>1976</u>	SCHEDULING ORDER Regarding Interceptor Interest Rate Dispute and Settlement Conference set for 1/16/2007 10:00 AM before Honorable John Feikens .(see order for details) Signed by Honorable John Feikens. (CCoh,) (Entered: 12/07/2006)
12/08/2006	<u>1977</u>	MOTION for Order <i>Further Clarifying Role of Special Master</i> by Oakland Cnty. (Miller, Donald) (Entered: 12/08/2006)
12/08/2006	<u>1978</u>	REQUEST <i>Objection to Order of November 30, 2006 Approving Payment for Services of PSC</i> by Oakland Cnty. (Miller, Donald) (Entered: 12/08/2006)
12/12/2006	<u>1979</u>	MOTION for Protective Order by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit A January 5, 2006 Opinion and Order Denying Oakland County's Motion to Replace DWSD's Court Appointed Special Administrator# <u>3</u> Exhibit B March 20, 2006 Opinion and Order Re: Macomb County's Petition Challenging DWSD Sewer Rates Re: Emergency Radio System# <u>4</u> Exhibit C February 6, 2006 Order Regarding Special Master's Role# <u>5</u> Exhibit D Interrogatories# <u>6</u>

		Exhibit E Document Requests# <u>7</u> Exhibit F October 16, 2006 correspondence# <u>8</u> Exhibit G October 17, 2006 correspondence# <u>9</u> Exhibit H Scheduling Order of June 20, 2006# <u>10</u> Exhibit I Cost Allocation Analysis# <u>11</u> Exhibit J May 8, 2006 correspondence)(Peters, Marilyn) (Entered: 12/12/2006)
12/12/2006	<u>1980</u>	RESPONSE to <u>1970</u> MOTION to Compel <i>Discovery</i> filed by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Exhibit 1 The City of Detroit and Detroit Water and Sewerage Department's Motion For Protective Order and Brief in Support# <u>2</u> Index of Exhibits to Exhibit 1# <u>3</u> Exhibit A January 5, 2006 Opinion and Order Denying Oakland County's Motion to Replace DWSD's Court Appointed Special Administrator# <u>4</u> Exhibit B March 20, 2006 Opinion and Order Re macomb County's Petition Challenging DWSD Sewer Rates Re Emergency Radio System# <u>5</u> Exhibit C February 6, 2006 Order Regarding Special Master's Role# <u>6</u> Exhibit D Interrogatories# <u>7</u> Exhibit E Document Requests# <u>8</u> Exhibit F October 16, 2006 correspondence# <u>9</u> Exhibit G October 17, 2006 correspondence# <u>10</u> Exhibit H Scheduling Order of June 20, 2006# <u>11</u> Exhibit I Cost Allocation Analysis# <u>12</u> Exhibit J May 8, 2006 correspondence)(Peters, Marilyn) (Entered: 12/12/2006)
12/18/2006	<u>1981</u>	ORDER Regarding Radio Contract. Signed by Honorable John Feikens. (CCoh,) (Entered: 12/19/2006)
12/18/2006		Minute Entry -Settlement Conference held on 12/18/2006 Re: 800mhz Radio Contract before Honorable John Feikens. Disposition: NO PROGRESS (CCoh,) (Entered: 12/19/2006)
12/22/2006	<u>1982</u>	RESPONSE to <u>1979</u> MOTION for Protective Order filed by Oakland Cnty. (Miller, Donald) (Entered: 12/22/2006)
12/27/2006	<u>1983</u>	[FILING ERROR - WRONG DOCUMENT UPLOADED FOR INDEX OF EXHIBITS] MOTION for Reconsideration re <u>1981</u> Order <i>Regarding Radio Contract</i> by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit A 2/22/06 Report and Recommendation of Special Master (w/o exhibits)# <u>3</u> Exhibit B 12/18/06 Order Regarding Radio Contract)(Peters, Marilyn) Modified on 12/27/2006 (CGre,). (Entered: 12/27/2006)
12/27/2006	<u>1984</u>	INDEX of Exhibits by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department <i>to Motion For Reconsideration and/or Clarification of the December 18, 2006 Order Regarding Radio Contract.</i> (Peters, Marilyn) (Entered: 12/27/2006)
12/28/2006	<u>1985</u>	ORDER allowing responses to <u>1983</u> MOTION for Reconsideration re <u>1981</u> Order. Signed by Honorable John Feikens. (KGeha,) (Entered: 12/28/2006)
12/28/2006	<u>1986</u>	OPINION and ORDER adopting re <u>1890</u> Report of Special Master as to Two Contracts. Signed by Honorable John Feikens. (CGre,) (Entered: 12/28/2006)
12/28/2006	<u>1987</u>	

		ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (CGre,) (Entered: 12/28/2006)
01/04/2007	<u>1988</u>	RESPONSE to <u>1983</u> MOTION for Reconsideration re <u>1981</u> Order <i>Regarding Radio Contract</i> filed by Wayne, County of. (McCauley, Patrick) (Entered: 01/04/2007)
01/04/2007	<u>1989</u>	RESPONSE to <u>1983</u> MOTION for Reconsideration re <u>1981</u> Order <i>Regarding Radio Contract</i> filed by Oakland Cnty. (Miller, Donald) (Entered: 01/04/2007)
01/04/2007	<u>1990</u>	MEMORANDUM re <u>1981</u> Order <i>Wayne County's Brief Regarding Overcharge on 800 MHz Radio Contract</i> by Wayne, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1 - 9/5/03 Letter# <u>3</u> Exhibit 2 - 5/15/03 Memorandum of Understanding# <u>4</u> Exhibit 3 - DWSD Power Point Presentation# <u>5</u> Exhibit 4 - Radio System Questions# <u>6</u> Exhibit 5 - Cost Allocation Prepared by Butler Benton# <u>7</u> Exhibit 6 - Affidavit of Benton# <u>8</u> Exhibit 7 - Jacobs Letter of 4/13/06# <u>9</u> Exhibit 8 - DWSD's Cost Allocation# <u>10</u> Exhibit 9 (Part 1) - Oakland County's 5/23/06 Letter# <u>11</u> Exhibit 9 (Part 2) - Oakland County's 5/23/06 Letter# <u>12</u> Exhibit 10 - McCauley 10/18/06 Letter# <u>13</u> Exhibit 11 - City of Detroit's Financial Report 6/30/04# <u>14</u> Exhibit 12 - DOJ's 8/05 Operating Procedures with Maps# <u>15</u> Exhibit 13 - Michigan Senate Fiscal Agency State Police Trooper Count, March/April 2004# <u>16</u> Exhibit 14 - MI State Police Services Directory, 3/06)(McCauley, Patrick) (Entered: 01/04/2007)
01/04/2007	<u>1991</u>	RESPONSE to <u>1983</u> MOTION for Reconsideration re <u>1981</u> Order <i>Regarding Radio Contract</i> filed by Macomb, County of. (Hupp, R.) (Entered: 01/04/2007)
01/04/2007	<u>1992</u>	MEMORANDUM <i>Brief Regarding Radio Allocation</i> by Oakland Cnty. (Attachments: # <u>1</u> Index of Exhibits for Oakland County's Brief re Radio Allocation# <u>2</u> Exhibit Exhibit 1 - Excerpts from 2/10/98 Application# <u>3</u> Exhibit Exhibit 2 - 5/6/03 letter# <u>4</u> Exhibit Exhibit 3 - Customer Questions and Answers# <u>5</u> Exhibit Exhibit 4 - Memorandum of Agreement# <u>6</u> Exhibit Daddow Affidavit# <u>7</u> Exhibit Exhibit 6 -Senate Fiscal Agency Report)(Miller, Donald) (Entered: 01/04/2007)
01/04/2007	<u>1993</u>	MEMORANDUM re <u>1981</u> Order <i>Macomb County's Brief on Allocation of Detroit Radio System Costs</i> by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits# <u>2</u> Exhibit 1, Declaration Of Keith Bradshaw# <u>3</u> Exhibit 2, MPSCS Membership Agreement# <u>4</u> Exhibit 3, DWSD Power Point Presentation re 800 MHz Radio System (September 2005)# <u>5</u> Exhibit 4, DWSD, 800 Megahertz (MHz) Radio System: Questions from Suburban Wholesale Customer Meeting of September 28, 2005# <u>6</u> Exhibit 5, DWSD, Spreadsheet "DWSD Contract DWSD-846 Radio Quantities" (2004)# <u>7</u> Exhibit 6, DWSD, Beyond 2000 ? A Communication Solution for the City of Detroit ? 800 MHz Radio Frequency Application by the City of Detroit (February 10, 1998)# <u>8</u> Exhibit 7, DWSD, Sewer System Map# <u>9</u> Exhibit 8, Detroit/Macomb County 1967 Wastewater Disposal Agreement# <u>10</u> Exhibit 9, Detroit/Macomb County Amendment No. 3 to 1967 Wastewater Disposal Agreement# <u>11</u> Exhibit 10, Order re Service Contract Amendments (April 19,

		1982)# <u>12</u> Exhibit 11, 1978 Rate Settlement Agreement# <u>13</u> Exhibit 12, DWSD, Presentation, City of Detroit, DWSD (October 17, 1996)# <u>14</u> Exhibit 13, DWSD, Presentation, Application by the City of Detroit and Detroit Water and Sewer Department (July 16, 1996)# <u>15</u> Exhibit 14, DWSD, Response to Frequency Application (October 8, 1996)# <u>16</u> Exhibit 15, DWSD, Letter from Detroit re 800 MHz Radio Frequency Application (September 15, 1998)# <u>17</u> Exhibit 16, DWSD, Radio System Use Statistics# <u>18</u> Exhibit 17, DWSD, DWSD Fact Sheet, http://www.dwsd.org.about/dwsd_fact_sheet_7_28_2006.pdf # <u>19</u> Exhibit 18, The Foster Group Report on FY2006-07 Sewer Rates and FY2004-05 Look Back Adjustment (May 2006) (Tables 8, 29, 30)# <u>20</u> Exhibit 19, Allocation of Radio Cost Between Sewer Retail and Tier I Customers# <u>21</u> Exhibit 20, Summary of Radio Cost Allocation# <u>22</u> Exhibit 21, Region Twenty-One 821 MHz Plan (Undated)# <u>23</u> Exhibit 22, Letter, Chief McKinnon to Office of Information Technology Service c/o DWSD (January 17, 1997)# <u>24</u> Exhibit 23, Letter and Frequency Application to MPSFAC (September 11, 2003)# <u>25</u> Exhibit 24, Michigan/Detroit Integration Agreement# <u>26</u> Exhibit 25, Michigan/Detroit Memorandum of Understanding# <u>27</u> Exhibit 26, Letter, MDOT to Michigan Public Safety Frequency Advisory Committee re Reassignment of Two Radio Frequencies (December 16, 2004))(Hupp, R.) (Entered: 01/04/2007)
01/04/2007	<u>1994</u>	MEMORANDUM re <u>1981</u> Order <i>Regarding Allocation of Costs of the 800 MHz Radio System Project</i> by Detroit, City of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1, Field Declaration# <u>3</u> Exhibit 2, Foster Declaration) (Franzinger, Robert) (Entered: 01/04/2007)
01/08/2007	<u>1995</u>	ORDER Approving Payment for Service of PSC. Signed by Honorable John Feikens. (SMar,) (Entered: 01/09/2007)
01/16/2007		Minute Entry -Settlement Conference held on 1/16/2007 Re: Interceptor Repair and Interceptor Interest Rate. The parties agreed on a number and the general terms of a release of liability on the interceptor repair numbers. Briefing on the interest rate has been extended to 2/6/2007. before Honorable John Feikens. (CCoh,) (Entered: 01/17/2007)
01/23/2007	<u>1996</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (SMar,) (Entered: 01/23/2007)
01/25/2007	<u>1997</u>	SCHEDULING ORDER Regarding Rate Issues Raised in Raftelis Report. Signed by Honorable John Feikens. (Refer to image for dates)(CCoh,) (Entered: 01/25/2007)
01/31/2007	<u>1998</u>	SUPPLEMENTAL BRIEF re <u>1814</u> Response (Free) <i>Reaffirmation and Renewal of Oakland County's Position Regarding Macomb County Interceptor Repair Dispute</i> filed by Oakland Cnty. (Miller, Donald) (Entered: 01/31/2007)
02/01/2007	<u>1999</u>	STATEMENT of Reaffirmation and Renewal of Wayne County's Position Regarding Macomb Interceptor Repair Dispute by Wayne, County of. (McCauley, Patrick) (Entered: 02/01/2007)

02/06/2007	<u>2000</u>	ORDER Extending Infrastructure Management Group Contract. Signed by Honorable John Feikens. (CCoh,) (Entered: 02/06/2007)
02/07/2007	<u>2006</u>	ORDER Approving Payment for Services of PSC. Signed by Honorable John Feikens. (BSoc,) (Entered: 02/08/2007)
02/08/2007	<u>2001</u>	RESPONSE <i>Re: Garfield Extension and 15 Mile Repair Interest Rates</i> by Wayne, County of. (McCauley, Patrick) (Entered: 02/08/2007)
02/08/2007	<u>2002</u>	RESPONSE to re <u>1900</u> Petition, <i>City of Detroit's Brief Re: Macomb County's Petition Challenging DWSD Interest Rates Applied To The Costs of The Garfield Interceptor and 15 Mile Repairs</i> filed by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1 Correspondence from Macomb, Clinton and Shelby Townships to Macomb County# <u>3</u> Exhibit 2 12/13/96 Letter from Stephen Gorden to Board of Water Commissioners# <u>4</u> Exhibit 3 10/29/96 Correspondence from Anthony Marrocco to Stephen Gorden# <u>5</u> Exhibit 4 10/7/96 Macomb Cuntly Wastewater District Meeting Minutes# <u>6</u> Exhibit 5 12/20/96 Preliminary Engineering Report# <u>7</u> Exhibit 6 11/20/96 Meeting Summary: DWSD Garfield Interceptor# <u>8</u> Exhibit 7 12/17/96 Letter Agreement# <u>9</u> Exhibit 8 Correspondence dated 3/24/97, 6/13/97, 10/20/97 & 1/15/98 between Stephen Gorden of DWSD and Anthony Marrocco of Macomb# <u>10</u> Exhibit 9 Memorandum from Mr. Gorden dated 4/13/98# <u>11</u> Exhibit 10 7/20/98 Correspondence from Anthony Marrocco to Stephen Gorden# <u>12</u> Exhibit 11 August 1999 MOU# <u>13</u> Exhibit 12 Bid Schedule for PCI-45# <u>14</u> Exhibit 13 Preconstruction and Monthly Progress Meeting Minutes# <u>15</u> Exhibit 14 5/17/00 Memorandum from Bart Foster to Valeria Wiggins# <u>16</u> Exhibit 15 1/25/98 Correspondence from Anthony Marrocco to Stephen Gorden# <u>17</u> Exhibit 16 1/17/01 Memorandum from Bart Foster to Valeria Wiggins# <u>18</u> Exhibit 17 2/12/01 Correspondence from Kenneth Bonin to Valeria Wiggins# <u>19</u> Exhibit 18 3/20/01 Correspondence from Valeria Wiggins to Kenneth Bonin# <u>20</u> Exhibit 19 9/20/04 Correspondence from Victor Mercado to Anthony Marrocco# <u>21</u> Exhibit 20 1/13/05 Sign-in sheet and 1/12/05 Summary# <u>22</u> Exhibit 21 2/10/05 Statement of Anthony Marrocco# <u>23</u> Exhibit 22 2/17/05 Correspondence from Victor Mercado to Anthony Marrocco# <u>24</u> Exhibit 23 Portions of 1980 Rate Settlement Agreement, and Order Dismissing Rate Challenges# <u>25</u> Exhibit 24 3/11/05 Correspondence from Victor Mercado to Macomb County# <u>26</u> Exhibit 25 2/27/03 Inter-Office Memorandum to William Misterovich from Kenneth Bonin Re: Debt Service Summary prepared by Bart Foster# <u>27</u> Exhibit 26 Affidavit of Bart Foster# <u>28</u> Exhibit 27 Analysis of Direct and Indirect Costs of Debt Financing by The Foster Group)(Peters, Marilyn) (Entered: 02/08/2007)
02/08/2007	<u>2003</u>	MOTION for Summary Judgment <i>on Interest Rate Issues</i> by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 15 - Detroit Sewer Rate Ordinance# <u>3</u> Exhibit 16- 1980 Sewer Bond Official Statement# <u>4</u> Exhibit 17-1980 Sewer Bond Ordinance# <u>5</u> Exhibit 18 - 1986 Sewer Bond Ordinance# <u>6</u> Exhibit 19 - 1987 Sewer Bond Official Statement# <u>7</u> Exhibit 20-2001 Sewer Bond Official Statement# <u>8</u> Exhibit 21-2003 Sewer Bond Official Statement# <u>9</u> Exhibit 22-2006 Sewer Bond Official Statement# <u>10</u>

		Exhibit 23-Audited Financial Statements# <u>11</u> Exhibit 24-Feasibility Report of 8-4-2006# <u>12</u> Exhibit 25-Rate Notebook, FY2006-07# <u>13</u> Exhibit 26-The Foster Group Rate Notebook, FY2006-07# <u>14</u> Exhibit 27- The Foster Group Rate Report FY2005-06# <u>15</u> Exhibit 28- The Foster Group Rate Report, 2006-07# <u>16</u> Exhibit 29-The Foster Group, Rate Report FY2007-08# <u>17</u> Exhibit 30-DWSD, Macomb County Sewer Rate Calculation FY2007-08# <u>18</u> Exhibit 31-The Foster Group, Calculation & summary of Macomb County Direct Revenue Requirements, FY2007-08# <u>19</u> Exhibit The Foster Group, Summary of Allocated Amortization Costs# <u>20</u> Exhibit 33-Detail of Annual Payments Assigned to Macomb# <u>21</u> Exhibit 34-Detail of Annual Fixed Payments Assigned to Macomb County# <u>22</u> Exhibit 35 - not used# <u>23</u> Exhibit 36 - Not used# <u>24</u> Exhibit 37-Construction Cost Recap, PCI-45, Garfield Interceptor# <u>25</u> Exhibit 38-Revenue Financed Capital Expenditures Chart, FYs 2004-2008# <u>26</u> Exhibit 39-Not used# <u>27</u> Exhibit 40-CDM, Detroit Sewer Rate Methodoogy# <u>28</u> Exhibit 41-1980-81 DWSD Budget# <u>29</u> Exhibit 42-Declaration of James A. Smith# <u>30</u> Exhibit 43-Declaration of James Pistilli# <u>31</u> Exhibit 44-Declaration of Nancy Ryan)(Hupp, R.) (Entered: 02/08/2007)
02/08/2007	<u>2004</u>	EXHIBIT <i>Continuation</i> re <u>2003</u> MOTION for Summary Judgment <i>on Interest Rate Issues</i> by Macomb, County of (Attachments: # <u>1</u> Exhibit 46- Allocation of Original Issue Total Bond Proceeds to Cost Function# <u>2</u> Exhibit 47- Allocation of Outstanding Original Issue Total Bond Proceeds to System Component# <u>3</u> Exhibit 48-Allocation of Original Issue Total Bond Proceeds to Single Customer Facilities# <u>4</u> Exhibit 49-FY2006-07 Debt Service Allocation# <u>5</u> Exhibit 50-Selected U.S. Interest Rates & Bond Yields:1965-2003# <u>6</u> Exhibit 51-Interest Surcharge Calculation# <u>7</u> Exhibit 52-DWSD, Request for Contract Amendment# <u>8</u> Exhibit 53-Detroit's Responses to Macomb's Discovery Requests# <u>9</u> Exhibit 54-Collected Garfield Documents# <u>10</u> Exhibit 55-Foster, Memo re DWSD Sewer Rate Model# <u>11</u> Exhibit 56-Documents re Rate Adjustment B3# <u>12</u> Exhibit 57-2005 Sewer Bond Official Statement# <u>13</u> Exhibit 58-Analysis of DWSD Debt Coverage Revenue Requirements)(Hupp, R.) (Entered: 02/08/2007)
02/08/2007	<u>2005</u>	REQUEST <i>to Exceed Page Limit on Macomb County's Motion for Summary Judgment re Interest Rate Issues</i> by Macomb, County of. (Hupp, R.) (Entered: 02/08/2007)
02/13/2007	<u>2007</u>	NOTICE of Change of Attorney Information by Patrick B. McCauley on behalf of Dearborn Heights, City of, Wayne, County of. (McCauley, Patrick) (Entered: 02/13/2007)
02/13/2007	<u>2008</u>	STIPULATION <i>to Voluntarily Dismiss Certain Claims Related to Raftelis Report Issues in Oakland County's September 26, 2005 Motion and in Macomb County's October 26, 2005 Joinder Therein</i> by Oakland Cnty. (Miller, Donald) (Entered: 02/13/2007)
02/14/2007	<u>2009</u>	RESPONSE to <u>2003</u> MOTION for Summary Judgment <i>on Interest Rate Issues</i> filed by Detroit, City of, Detroit Water and Sewerage Department, Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 28 Supplemental Affidavit of Bart Foster# <u>3</u> Exhibit 29 Macomb County's Response to the City of Detroit and Detroit

		Water and Sewerage Department's Discovery Requests on the Interest Rate Issue to Macomb County)(Peters, Marilyn) (Entered: 02/14/2007)
02/14/2007	<u>2010</u>	REPLY to Response re <u>2003</u> MOTION for Summary Judgment <i>on Interest Rate Issues</i> filed by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 59-February 8, 2007 Rate Protest Letter to Detroit City Council) (Hupp, R.) (Entered: 02/14/2007)
02/16/2007	<u>2011</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Judge John Feikens. (CGre) (Entered: 02/20/2007)
02/22/2007	<u>2012</u>	STIPULATED ORDER FOR SUBSTITUTION OF ATTORNEYS. Attorney Patrick B. McCauley for Wayne, County of added. Signed by Honorable John Feikens. (CGre) (Entered: 02/22/2007)
02/26/2007	<u>2013</u>	STIPULATION to Voluntarily Dismiss Certain Claims Related to Raftelis Report Issues in Oakland County's September 26, 2005 Motion and Macomb County's October 26, 2005 Joinder Therein. (CCoh) (Entered: 02/26/2007)
02/26/2007	<u>2014</u>	ORDER Regarding Rate Challenges Raised in Raftelis Report - re <u>2008</u> Stipulation. Signed by Honorable John Feikens. (CCoh) (Entered: 02/26/2007)
02/27/2007	<u>2015</u>	ORDER Requesting Further Briefing on Interceptor Interest Rate Dispute - due 3/15/2007. Signed by Honorable John Feikens. (CCoh) (Entered: 02/27/2007)
03/12/2007	<u>2016</u>	[STRICKEN 3/13/07] ORDER of Action by the Judicial Adjunct. Signed by Honorable John Feikens. (CCoh) Modified on 3/13/2007 (Greyerbiehl, C.). Additional attachment(s) added on 3/13/2007 (Greyerbiehl, C.). (Entered: 03/12/2007)
03/12/2007	<u>2017</u>	[STRICKEN 3/13/07] AMENDED ORDER [re <u>2016</u> Order] of Appointment of Judicial Adjunct. Signed by Honorable John Feikens. (CCoh) Modified on 3/13/2007 (Greyerbiehl, C.). Additional attachment(s) added on 3/13/2007 (Greyerbiehl, C.). (Entered: 03/12/2007)
03/13/2007	<u>2018</u>	ORDER to Strike Documents <u>2017</u> Order and <u>2016</u> Order. Signed by Honorable John Feikens. (CGre) (Entered: 03/13/2007)
03/13/2007	<u>2019</u>	ORDER of Appointment of Judicial Adjunct. Signed by Honorable John Feikens. (CCoh) (Entered: 03/13/2007)
03/13/2007	<u>2020</u>	ORDER of Appointment of Judicial Adjunct. [corrected] Signed by Honorable John Feikens. (CCoh) (Entered: 03/13/2007)
03/14/2007	<u>2021</u>	AFFIDAVIT OF JUDICIAL ADJUNCT (LHac) (Entered: 03/14/2007)
03/15/2007	<u>2022</u>	SUPPLEMENTAL BRIEF re <u>2015</u> Order <i>Brief in Response to Court Order Requesting Further Briefing on Interceptor Interest Rate Dispute</i> filed by Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 27 Analysis of Direct and Indirect Costs of Debt Financing by The Foster Group# <u>3</u> Exhibit 30 Exhibit 4 Revised-Summary Buildup of Recommended Interest Rate for Macomb-Specific Facilities) (Peters, Marilyn) (Entered: 03/15/2007)

03/15/2007	<u>2023</u>	SUPPLEMENTAL BRIEF re <u>2015</u> Order filed by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 59 - PCI-45 Schematic# <u>3</u> Exhibit 60-DWSD Asset Inquiry# <u>4</u> Exhibit 61-Supplemental Declaration of William Misterovich) (Hupp, R.) (Entered: 03/15/2007)
03/16/2007	<u>2024</u>	OBJECTION to <u>2023</u> Supplemental Brief <i>in Support of Motion for Summary Judgment on Interest Rate Issues</i> by Detroit, City of, Detroit Water and Sewerage Department. (Peters, Marilyn) (Entered: 03/16/2007)
03/20/2007	<u>2025</u>	(ORIGINAL ORDER STRICKEN, REMOVED AND REPLACED PER ORDER DATED 03/22/07) ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (BSoc) (Hamel, D.). Modified on 3/22/2007 (Entered: 03/21/2007)
03/22/2007	<u>2026</u>	ORDER to Strike <u>2025</u> Order for payment of special master's fees and expenses. Signed by Honorable John Feikens. (DHam) (Entered: 03/22/2007)
03/23/2007	<u>2027</u>	NOTICE AND ORDER of Referral of Interceptor Interest Rate Dispute to Judicial Adjunct. Signed by Honorable John Feikens. (CCoh) (Entered: 03/23/2007)
03/23/2007	<u>2028</u>	ORDER denying <u>1805</u> Petition filed by Macomb, County of Signed by Honorable John Feikens. (CCoh) (Entered: 03/23/2007)
03/23/2007	<u>2029</u>	OPINION and ORDER Regarding 800 mhz Radio Contract Cost Allocation - Conference set for 4/11/2007 02:00 PM before Honorable John Feikens regarding possible methods for repayment of the resulting \$24,070,000. Signed by Honorable John Feikens. (CCoh) (Entered: 03/23/2007)
03/31/2007	<u>2030</u>	ATTORNEY APPEARANCE: Valerie J.M. Brader appearing on behalf of Valerie J.M. Brader , <i>Judicial Adjunct</i> (Brader, Valerie) (Entered: 03/31/2007)
04/05/2007	<u>2031</u>	SPECIAL MASTER REPORT <i>Judicial Adjunct Report and Recommendation on Interceptor Interest Rate Dispute</i> by Valerie J.M. Brader (Brader, Valerie) (Entered: 04/05/2007)
04/05/2007	<u>2032</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 04/05/2007)
04/06/2007	<u>2033</u>	Ex Parte MOTION for Leave to File Excess Pages <i>to its Motion for Reconsideration</i> by Macomb, County of. (Hupp, R.) (Entered: 04/06/2007)
04/06/2007	<u>2034</u>	Ex Parte MOTION for Leave to File <i>Exhibit Under Seal in Traditional Manner</i> by Macomb, County of. (Hupp, R.) (Entered: 04/06/2007)
04/06/2007	<u>2035</u>	MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1 - July 26, 2005 Hearing Transcript# <u>3</u> Exhibit 2 - Declaration of R. Craig Hupp# <u>4</u> Exhibit 3 - DWSD FY 2007-08 Rate Season Schedule# <u>5</u> Exhibit 4 - Feb. 9, 2007 email correspondence# <u>6</u> Exhibit 5- Sewer Inspection Reports# <u>7</u> Exhibit 6 - DWSD Construction Contract Change Order# <u>8</u> Exhibit 7 - GDRSS Reports re Romeo Arm W. of Garfield (excerpts)# <u>9</u> Exhibit 8 - NTH, Report re Sewer Condition Investigation & Evaluation Romeo Arm,

		Oakland-Macomb Interceptor, PCI-12A# <u>10</u> Exhibit 9- 1980 Rate Settlement Agt.# <u>11</u> Exhibit 10- December 19, 2001 Asset Audit Report for Detroit Wastewater Treatment Plan & Collection System (excerpts)# <u>12</u> Exhibit 11 - December 21, 2000 Draft Scope of Work for Asset Audit# <u>13</u> Exhibit 12 - April 30, 2001 Scope of Work for Asset Audit# <u>14</u> Exhibit 13 - February 8, 2007 Confidential NTH Inspection Proposal P-20061010-D for Interceptor Inspection (filed separately under seal)# <u>15</u> Exhibit 14 - Declaration of William Misterovich# <u>16</u> Exhibit 15 - September 28, 1981 Trial Transcript (excerpts)) (Hupp, R.) (Entered: 04/06/2007)
04/06/2007	<u>2036</u>	NOTICE by Macomb, County of re <u>2035</u> MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application <i>of Filing Exhibits in the Traditional Manner</i> (Hupp, R.) (Entered: 04/06/2007)
04/06/2007	<u>2037</u>	NOTICE by Macomb, County of re <u>2035</u> MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application <i>Amended Notice of filing exhibit under seal</i> (Hupp, R.) (Entered: 04/06/2007)
04/06/2007	<u>2038</u>	[CONFIDENTIAL FILED UNDER SEAL] EXHIBIT 13 re <u>2035</u> MOTION for Reconsideration re <u>2028</u> Order by Macomb, County of. (BSoc) (Entered: 04/09/2007)
04/09/2007	<u>2039</u>	AFFIDAVIT of Valerie J.M. Brader re <u>2021</u> Affidavit <i>Update</i> by Valerie J.M. Brader (Brader, Valerie) (Entered: 04/09/2007)
04/09/2007	<u>2040</u>	NOTICE by F. Thomas Lewand <i>of Supplemental Notice Regarding Information Barrier Established by Bodman LLP</i> (Kemsley, George) (Entered: 04/09/2007)
04/10/2007	<u>2041</u>	SUPPLEMENTAL BRIEF re <u>1977</u> MOTION for Order <i>Further Clarifying Role of Special Master</i> filed by Oakland Cnty. (Miller, Donald) (Entered: 04/10/2007)
04/11/2007		Minute Entry -Settlement Conference held on 4/11/2007, before Honorable John Feikens - Re: Radio Contract. Continued Settlement Conference set for 4/19/2007 10:00 AM before Honorable John Feikens (CCoh) (Entered: 04/17/2007)
04/17/2007	<u>2042</u>	ORDER Re: Judicial Adjunct Assistance Re: Radio Contract. Signed by Honorable John Feikens. (CCoh) (Entered: 04/17/2007)
04/17/2007	<u>2043</u>	NOTICE of Change of Electronic Filing Registration Information by Valerie J.M. Brader on behalf of Valerie J.M. Brader. (Brader, Valerie) (Entered: 04/17/2007)

04/17/2007	<u>2044</u>	NOTICE of Change of Electronic Filing Registration Information by Patrick B. McCauley on behalf of Wayne, County of. (McCauley, Patrick) (Entered: 04/17/2007)
04/18/2007	<u>2045</u>	ORDER regarding judicial adjunct acting as settlement master. Signed by Honorable John Feikens. (DHam) (Entered: 04/18/2007)
04/19/2007		Minute Entry -Settlement Conference not held on 4/19/2007 before Honorable John Feikens. Disposition: CANCELLED (CCoh) (Entered: 04/19/2007)
04/20/2007	<u>2046</u>	OBJECTION to <i>Continuation Of Role Of Judicial Adjunct</i> by Detroit, City of, Detroit Water and Sewerage Department. (Peters, Marilyn) (Entered: 04/20/2007)
04/20/2007	<u>2049</u>	ORDER for Payment of Speical Master's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 04/24/2007)
04/23/2007	<u>2047</u>	NOTICE OF APPEAL by Oakland Cnty re <u>2029</u> Memorandum Opinion & Order, Set Deadlines/Hearings,,. Fee Status: No Fee Paid. (Miller, Donald) (Entered: 04/23/2007)
04/23/2007	<u>2048</u>	Certificate of Service re <u>2047</u> Notice of Appeal. (SMar) (Entered: 04/23/2007)
04/26/2007	<u>2050</u>	[DOCUMENT FILED IS A JOINDER WITH DEFT CITY OF DETROIT'S OBJECTION <u>2046</u> OBJECTION to <u>2045</u> Order <i>Regarding Judicial Adjunct Acting as Settlement Master</i> by Oakland Cnty. (Miller, Donald) Modified on 4/26/2007 (Socia, B.). (Entered: 04/26/2007)
04/26/2007	<u>2051</u>	OBJECTION to <u>2045</u> Order <i>Regarding Judicial Adjunct acting as Settlement Master</i> by Macomb, County of. (Hupp, R.) (Entered: 04/26/2007)
04/30/2007	<u>2052</u>	ORDER Modifying Appointment of Judicial Adjunct re <u>2020</u> Order, <u>2027</u> Order, <u>2042</u> Order. Signed by Honorable John Feikens. (CCoh) (Entered: 04/30/2007)
04/30/2007	<u>2053</u>	MOTION ADOPT IN PART AND MODIFY IN PART ADJUNCTS REPORT AND RECOMMENDATION REGARDING INTERCEPTOR INTEREST RATE DISPUTE re <u>2031</u> Report of Special Master by Macomb, County of. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 62-Board of Water Commissioners Agenda of May 24, 2006# <u>3</u> Exhibit 63-DWSD Authorization Letter (Sept. 1, 2004)# <u>4</u> Exhibit 64-Combined Table 5 and 6) (Hupp, R.) (Entered: 04/30/2007)
05/04/2007	<u>2054</u>	ORDER OF REFERENCE TO CHIEF JUDGE BERNARD A. FRIEDMAN re <u>2050</u> Objection filed by Oakland Cnty. Signed by Honorable John Feikens. (CCoh) (Entered: 05/04/2007)
05/07/2007	<u>2055</u>	NOTICE OF APPEAL by Macomb, County of re <u>2029</u> Memorandum Opinion & Order, Set Deadlines/Hearings,,. Receipt No: 1144109 - Fee: \$ 455 - Fee Status: Fee Paid. (Hupp, R.) (Entered: 05/07/2007)
05/07/2007	<u>2056</u>	Certificate of Service re <u>2055</u> Notice of Appeal. (CGre) (Entered: 05/07/2007)

05/09/2007	<u>2057</u>	ORDER Approving Payment for Services of PSC. Signed by Honorable John Feikens. (CCoh) (Entered: 05/09/2007)
05/09/2007	<u>2058</u>	ATTACHMENT to <u>2057</u> Order. (SMar) (Entered: 05/10/2007)
05/14/2007	<u>2059</u>	RESPONSE to <u>2053</u> MOTION ADOPT IN PART AND MODIFY IN PART ADJUNCTS REPORT AND RECOMMENDATION REGARDING INTERCEPTOR INTEREST RATE DISPUTE re <u>2031</u> Report of Special Master MOTION ADOPT IN PART AND MODIFY IN PART ADJUNCTS REPORT AND RECOMMENDATION REGARDING INTERCEPTOR INTEREST RATE DISPUTE re <u>2031</u> Report of Special Master filed by Detroit, City of, Detroit Water and Sewerage Department. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 11 August 1999 MOU# <u>3</u> Exhibit 25 2/27/03 Inter-Office Memorandum to William Misterovich from Kenneth Bonin Re: Debt Service Summary prepared by Bart Foster# <u>4</u> Exhibit 27 Analysis of Direct and Indirect Costs of Debt Financing by The Foster Group# <u>5</u> Exhibit 28 Supplemental Affidavit of Bart Foster) (Peters, Marilyn) (Entered: 05/14/2007)
05/15/2007	<u>2060</u>	NOTICE by Macomb, County of re <u>2051</u> Objection <i>Withdrawal of Objection</i> (Hupp, R.) (Entered: 05/15/2007)
05/16/2007	<u>2062</u>	TRANSCRIPT of Miscellaneous Hearing held on 7/7/05. (Court Reporter: Suzanne Jacques) (Number of Pages: 10). (CGre) (Entered: 05/17/2007)
05/17/2007	<u>2061</u>	NOTICE by Oakland Cnty re <u>2050</u> Objection <i>Notice of Withdrawal</i> (Miller, Donald) (Entered: 05/17/2007)
05/24/2007	<u>2063</u>	NOTICE by Detroit, City of, Detroit Water and Sewerage Department re <u>2046</u> Objection <i>Withdrawal of Objections to Continuation of Role of Judicial Adjunct</i> (Peters, Marilyn) (Entered: 05/24/2007)
05/24/2007	<u>2065</u>	Appeal Fee received for <u>2047</u> Notice of Appeal filed by Oakland Cnty in the amount of \$455.00 - Receipt No. 39207. (LBeh) (Entered: 06/08/2007)
06/06/2007	<u>2064</u>	ORDER Concerning Further Settlement Discussions in the 800 MHZ Radio Contract Cost Allocation Case (a single dispute in the above-captioned case). Settlement Conference set for 6/19/2007 02:00 PM before Honorable John Feikens Signed by Honorable John Feikens. (CCoh) (Entered: 06/06/2007)
06/14/2007	<u>2066</u>	REQUEST <i>for Clarification of the Role of Timothy O'Brien and for Reconsideration of the Court's Prohibition of Representation of the Parties by Counsel</i> by Oakland Cnty. (Gotthelf, Beth) (Entered: 06/14/2007)
06/14/2007	<u>2067</u>	REQUEST <i>Amended Request for Clarification of the Role of Timothy O'Brien and for Reconsideration of the Court's Prohibition of Representation of the Parties by Counsel</i> by Oakland Cnty. (Gotthelf, Beth) (Entered: 06/14/2007)
06/19/2007		Minute Entry -Settlement Conference held on 6/19/2007 before Honorable John Feikens - this portion of the case re: Radio Contract will be referred to Judge Rosen for settlement discussions. (Court Reporter Larry Przybysz) (CCoh) (Entered: 06/20/2007)

06/21/2007	<u>2068</u>	Letter from Judge Feikens to Beth Gotthelf Re: Motion to Clarify the activities of the Business Leadership Group. (CCoh) (Entered: 06/21/2007)
06/21/2007	<u>2069</u>	ORDER Concerning the Holding of a Settlement Conference in the Dispute Concerning the Macomb County Interceptor Repair Costs and the Interceptor Interest Rate Dispute Settlement Conference set for 7/11/2007 10:00 AM before Honorable John Feikens Signed by Honorable John Feikens. (CCoh) (Entered: 06/21/2007)
07/05/2007	<u>2070</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (BSoc) (Entered: 07/09/2007)
07/05/2007	<u>2071</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens. (BSoc) (Entered: 07/09/2007)
07/11/2007	<u>2072</u>	RESPONSE to <u>2035</u> MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application MOTION for Reconsideration re <u>2028</u> Order on Petition/Request/Application filed by Oakland Cnty. (Gotthelf, Beth) (Entered: 07/11/2007)
07/11/2007		Minute Entry -Settlement Conference Re: the Macomb Interceptor dispute held on 7/11/2007 before Honorable John Feikens. (CCoh) (Entered: 07/11/2007)
07/13/2007	<u>2073</u>	NOTICE TO APPEAR: Settlement Conference set for 8/1/2007 10:00 AM before Honorable Gerald E. Rosen (LSau) (Entered: 07/13/2007)
07/19/2007	<u>2074</u>	MOTION for Reconsideration / <i>Renewed Motion for Clarification for Activities of the Business Group and Clarification of Court's June 21, 2007 Letter</i> by Oakland Cnty. (Gotthelf, Beth) (Entered: 07/19/2007)
07/19/2007	<u>2075</u>	MOTION for Reconsideration / <i>Second Supplement to Motion for Further Clarification of Role of Special Master, and Continuation of Objection to Activities of Special Master</i> by Oakland Cnty. (Gotthelf, Beth) (Entered: 07/19/2007)
07/25/2007	<u>2076</u>	MOTION Joinder in Oakland county's Renewed Motion for Clarification for Activities of the Business Group and Clarification of Court's June 21, 2007 letter by Wayne, County of. (McCauley, Patrick) (Entered: 07/25/2007)
07/30/2007	<u>2077</u>	ORDER of Designation. Signed by Honorable John Feikens. (SMar) (Entered: 07/30/2007)
07/31/2007	<u>2078</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens. (BSoc) (Entered: 08/01/2007)
08/01/2007		Minute Entry -Settlement Conference held on 8/1/2007 before Honorable Gerald E Rosen. Disposition: CONTINUED TO LATER DATE (LSau) (Entered: 08/06/2007)
08/02/2007	<u>2079</u>	ORDER from USCA re <u>2055</u> Notice of Appeal filed by Macomb, County of, <u>2047</u> Notice of Appeal filed by Oakland Cnty - Disposition: Appeals are

		dismissed sua sponte as premature. [Appeal Case Number 07-1605/1607]. (CGre) (Entered: 08/02/2007)
08/03/2007	<u>2080</u>	ORDER for Payment of Special Master Fees and Expenses. Signed by Honorable John Feikens (SMar) (Entered: 08/06/2007)
08/03/2007	<u>2081</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens (SMar) (Entered: 08/06/2007)
08/10/2007	<u>2082</u>	NOTICE of Submissions of the quarterly "Update to DWSD's Plan for Long Term Measures to Ensure Compliance with Permit Requirements". (CCoh) (Entered: 08/10/2007)
08/10/2007	<u>2083</u>	ORDER Approving Payment For Services of PSC. Signed by Honorable John Feikens (SMar) (Entered: 08/10/2007)
08/23/2007	<u>2084</u>	ORDER to Appear at Continued Settlement Conference. Signed by Honorable Gerald E Rosen (SMar) (Entered: 08/23/2007)
08/24/2007	<u>2085</u>	ORDER Appointing Community Foundation for Southeast Michigan as Advisor to this Court. Signed by Honorable John Feikens. (CCoh) (Entered: 08/24/2007)
08/30/2007	<u>2086</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 08/31/2007)
08/30/2007	<u>2087</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 08/31/2007)
09/05/2007	<u>2088</u>	TRANSCRIPT of Motion Hearing held on 6/19/07. (Court Reporter: Lawrence Przybysz) (Number of Pages: 16) (ATee) (Entered: 09/11/2007)
09/14/2007		Minute Entry -Continued Settlement Conference held on 9/14/2007 before Honorable Gerald E Rosen. (DOpa) (Entered: 09/17/2007)
09/18/2007	<u>2089</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens (SMar) (Entered: 09/19/2007)
09/18/2007	<u>2090</u>	ORDER for Payment Special Master's Fees and Expenses. Signed by Honorable John Feikens (SMar) (Entered: 09/19/2007)
10/30/2007	<u>2091</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 10/31/2007)
10/30/2007	<u>2092</u>	ORDER for Payment of Special Master's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 10/31/2007)
11/01/2007	<u>2093</u>	ORDER Approving Payment for Services of PSC. Signed by Honorable John Feikens. (BSoc) (Entered: 11/02/2007)
11/21/2007	<u>2094</u>	NOTICE of Submission to chambers of the November 1, 2007 "Update to DWSD's Plan for Long-Term Measures to Ensure Compliance with Permit Requirements". (CCoh) (Entered: 11/21/2007)
12/04/2007	<u>2095</u>	ORDER for Payment of Judicial Adjunct's Fees and Expenses. Signed by Honorable John Feikens. (CGre) (Entered: 12/05/2007)